

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

UNION PACIFIC RAILROAD)	
COMPANY, a Delaware)	
corporation; and MINER)	
ENTERPRISES, INC., a Delaware)	
corporation,)	
)	
Plaintiffs,)	8:06CV739
)	
v.)	
)	
HERZOG CONTRACTING CORP., a)	ORDER
Missouri corporation,)	
)	
Defendant.)	
_____)	

This matter is before the Court on the stipulation of
dismissal (Filing No. 173). Pursuant thereto,

IT IS ORDERED that all claims and counterclaims are
dismissed with prejudice.

DATED this 8th day of February, 2008.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court